IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR
S.B. Civil Writ Petition No.7494/07
Fatima & Anr. Vs. Dakha Begum & Ors.

20.09.2007

Hon'ble Mr. Justice Mohammad Rafiq

Shri J.P. Goyal for petitioner.

Learned counsel for the petitioner has assailed the order dated 26.7.2007 whereby his application for summoning of the postman has been refused by the trial court.

In the list of witness submitted by the petitioner, postman was cited as the eighth witness but the trial court refused the application on the premise that neither the name of the postman, nor his address, nor any other description with respect to his posting etc. has been

given in the application.

The learned counsel for the petitioner argued that notice was required to be issued for summoning the postman by designation at the concerned post office, then it was for the postal department to send the same to the concerned postman. I find myself unable to appreciate the argument. When the application was having no particulars of the postman i.e. regarding his name, address, posting etc. for summoning him, in my view, the trial court has not committed any error in rejecting the application.

The writ petition is dismissed.

(Mohammad Rafiq),J.

Rs/-